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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91172858
Party	Plaintiff THE GUARDIAN LIFE INSURANCE COMPANY OF A
Correspondence Address	VIRGINIA R. RICHARD WINSTON & STRAWN LLP 200 PARK AVENUE NEW YORK, NY 10166 UNITED STATES KTodd@winston.com, VRichard@winston.com
Submission	Motion to Suspend for Settlement Discussions
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Date	07/01/2009
Attachments	91172858 Opposer's Motion to Suspend Proceedings.pdf ( 3 pages )(83117 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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<b>THE GUARDIAN LIFE INSURANCE</b>	:	
<b>COMPANY OF AMERICA,</b>	:	
	:	
<b>Opposer,</b>	:	
	:	<b>Opposition No. 91/172,858</b>
	:	<b>Application Serial No. 76/280,638</b>
v.	:	<b>Mark: THE GUARDIAN</b>
	:	
<b>GUARDIAN NEWS &amp; MEDIA</b>	:	
<b>LIMITED,</b>	:	
	:	
<b>Applicant.</b>	:	
-----X		

**OPPOSER'S MOTION TO SUSPEND PROCEEDINGS**

Opposer, The Guardian Life Insurance Company of America, with the consent of counsel for Applicant, Guardian News & Media Limited, hereby requests that the Board further suspend the above-captioned proceeding in view of the parties' active settlement negotiations. On December 4, 2008, the Board granted the parties' motion to suspend proceedings on consent but instructed that any further extension requests must be accompanied "by a detailed report of progress made towards settlement." (12/4/08 Order, at 1). The parties filed a motion to further suspend proceedings pending settlement negotiations on April 17, 2009, which was denied by the Board on April 21, 2009. In the April 21, 2009 order, the Board instructed that if "either party seeks a further extension or suspension, it must contact the interlocutory attorney responsible for this proceeding by telephone, with its adversary on the line." (4/21/09 Order, at 1).

The parties hereby request that this proceeding be suspended for a period of thirty (30) days so that the parties can finalize their settlement negotiations. Since the parties' last request

for suspension, the parties have reached a final settlement and intend to execute the finalized agreement shortly. Once the settlement agreement has been executed, it will fully resolve the above-captioned proceeding as well as Opposition Nos. 91/172,164, 91/186,167 and 91/189,931.

Counsel for Applicant, Guardian News & Media Limited, consented to the requested suspension by telephone on July 1, 2009. Counsel for both parties called the Interlocutory Attorney as required by the April 21, 2009 order and left a joint voicemail detailing the status of the parties' settlement negotiations and request for further suspension. The instant suspension is requested not for the purposes of delay, but for the reasons set forth above.

For the foregoing reasons, Opposer requests that the instant motion to suspend be granted.

Dated: July 1, 2009  
New York, New York

Respectfully submitted,  
WINSTON & STRAWN LLP

By:   
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**Attorneys for Opposer**  
**THE GUARDIAN LIFE INSURANCE**  
**COMPANY OF AMERICA**

**CERTIFICATE OF SERVICE**

I hereby certify that on July 1, 2009 a copy of the foregoing Opposer's Motion To Suspend Proceedings was served on counsel of record for Applicant as follows:

Danielle R. Scheinberg  
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